



5. The Defendants breached Paragraph 1 of the agreed Order of Dismissal by failing to maintain the agreed upon monthly installment payments to the Plaintiffs. The Defendants owes the Plaintiffs \$31,852.44 of the Agreed Order of Dismissal. (Exhibit D – Sworn Declaration of John Libby)

6. Paragraph 3 of the Agreed Order of Dismissal provides Plaintiffs' the right to seek entry of a judgment if Paragraph 1 is breached. (Exhibit C – Agreed Order of Dismissal)

---

WHEREFORE, Plaintiffs pray:

- a) That the Defendants be ordered to submit payment of \$31,852.44 to the Plaintiffs.
- b) That Plaintiffs have such other and further relief as by the Court may be deemed just and equitable all at the Defendant's costs pursuant to 29 U.S.C. §1132(g)(2)(E).

By: /s/ David Whitfield  
Attorney for Plaintiffs

David Whitfield  
Whitfield McGann & Ketterman  
111 East Wacker Drive, Suite 2600  
Chicago, IL 60601  
T: (312) 251-9700 F: (312) 251-9701  
Firm File Number N9174